



January 27, 2009

SENATE BILL No. 424

DIGEST OF SB 424 (Updated January 26, 2009 11:33 am - DI 14)

Citations Affected: IC 14-8; IC 14-24.

Synopsis: Pests and pathogens. Includes pests and pathogens that are injurious to natural resources in the definition of "pest or pathogen" for purposes of certain laws concerning entomology and plant pathology. Allows the director of the department of natural resources to prescribe the boundaries of an area where a pest or pathogen is located and to declare the area to be an infested area. (The introduced version of this bill was prepared by the natural resources study committee.)

Effective: July 1, 2009.

Mishler

January 12, 2009, read first time and referred to Committee on Natural Resources.
January 26, 2009, reported favorably — Do Pass.

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SB 424—LS 6269/DI 77+



January 27, 2009

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE BILL No. 424

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 14-8-2-203, AS AMENDED BY P.L.225-2005,
2 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2009]: Sec. 203. "Pest or pathogen" has the following
4 meaning:

5 (1) Except as provided in IC 14-24-4.5, for purposes of IC 14-24,
6 means:

- 7 (A) an arthropod;
- 8 (B) a nematode;
- 9 (C) a microorganism;
- 10 (D) a fungus;
- 11 (E) a parasitic plant;
- 12 (F) a mollusk;
- 13 (G) a plant disease; or
- 14 (H) an exotic weed;

15 that may be injurious to nursery stock, agricultural crops, other
16 vegetation, **natural resources**, or bees.

17 (2) For purposes of IC 14-24-4.5, the meaning set forth in



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1 IC 14-24-4.5-2(4).

2 SECTION 2. IC 14-24-4-2 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 2. If as a result of an
4 inspection under section 1 of this chapter a site is determined to be
5 infested with a pest or pathogen that is likely to spread or communicate
6 to adjacent or contiguous territory in an adjoining ~~township~~, **area**, the
7 director may ~~declare all or a part of the township~~ **prescribe the**
8 **boundaries of an area** where the pest or pathogen is located **and**
9 **declare the area** to be an infested area.

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COMMITTEE REPORT

Madam President: The Senate Committee on Natural Resources, to which was referred Senate Bill No. 424, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 424 as introduced.)

MISHLER, Chairperson

Committee Vote: Yeas 7, Nays 0.

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